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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Atty. Docket

SJOERD STALLINGA ET AL

PHN 17,843

.Filed: CONCURRENTLY

-Title: OPTICAL WAVEFRONT MODIFIER

Commissioner for Patents, Washington, D.C. 20231

PRELIMINARY AMENDMENT

Sir:

Prior to calculation of the filing fee and examination, please amend the above-identified application as follows:

IN THE CLAIMS

Please amend Claim 5 to be in the form as follows. A marked up copy of the claims is included in an appendix following this amendment for the Examiners convenience.

5. A device for scanning an optical record carrier having an information layer, comprising a radiation source for generating a radiation beam, an objective system for converging the radiation beam through the transparent layer to a focus on the information layer, and a detection system for intercepting radiation from the record carrier, characterized in that an optical wavefront modifier according to claim 1 is arranged in the optical path between the radiation source and the detection system.

REMARKS

The foregoing Preliminary Amendment to the claims was made solely to avoid filing the claims in the multiple dependant form so as to avoid the additional filing fee.

The claims were not amended in order to address issues of patentability and Applicants respectfully reserves all rights they may have under the Doctrine of Equivalents. Applicants furthermore reserves their right to reintroduce subject matter deleted herein at a later time during the prosecution of this application or continuing applications.

Respectfully submitted,

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APPENDIX A

5. A device for scanning an optical record carrier having an information layer, comprising a radiation source for generating a radiation beam, an objective system for converging the radiation beam through the transparent layer to a focus on the information layer, and a detection system for intercepting radiation from the record carrier, characterized in that an optical wavefront modifier according to ~~any of the preceding Claims~~ claim 1 is arranged in the optical path between the radiation source and the detection system.

TOP SECRET